

TUESDAY, September 3, 1850.

Senate met—roll called—President *pro tem.* in the chair--the following Senators answered to their names :

Messrs. Brashear, Cooke, Campbell, Davis, Gage, Grimes, Hart, Kinney, Latimer, McRae, Moffett, Parker, Robertson, Taylor, Truit, Van Derlip, Ward and Wallace--quorum present.

The journal of yesterday was read and adopted.

A message was received from the House of Representatives, through their Chief Clerk, informing the Senate that the House had passed the following bills, originating in the House :

A bill to incorporate the Angelina Bridge and Turnpike Company.

A bill to incorporate the Sulphur Fork Navigation Company.

A bill to incorporate the Anahuac Canaling and Rail Road Company.

A bill making an appropriation for printing the laws and journals of the extra session of the Legislature, convened on the 12th day of August, 1850, and for other purposes.

A bill making appropriation to pay balance due for printing the laws in the Spanish and German languages, and for printing the report of a joint committee ordered to investigate the offices of Treasurer and Comptroller.

Also, the following bills originating in the Senate, had passed the House without amendment:

A bill to repeal in part the 3d and 4th sections of an act entitled an act to incorporate the town of Jefferson, approved March 20th, 1848.

A bill to authorize the people of Falls connty to locate the county seat of said county.

Mr. Ward, one of the Joint Enrolling committee, made the following report :

COMMITTEE ROOM, }  
September 2, 1850. }

Hon. E. BURLESON,

*President pro tem. of the Senate :*

The Joint Enrolling committee have examined the following bills, and find them correctly enrolled, and having been signed by the Speaker of the House of Representatives, and President of the Senate, were this day presented to the Governor for his examination, viz:

The bill requiring the Governor to submit any proposition that may be made by the Government of the United States to the

State of Texas, for the purchase of the north-western territory, to the people.

A bill making an appropriation for the construction of a penitentiary.

A bill to authorize the sale of Austin City lots, and reserved tract adjoining.

A bill to authorize and require the county courts to issue unconditional certificates, in certain cases.

A bill to change the time of holding the courts in the eighth judicial district.

A bill supplementary to an act entitled an act to incorporate the City of Austin, passed May 15th, 1846.

A bill entitled an act to incorporate the Trinity Plank Road Company.

A bill to confirm certain land titles therein named, and to require the Commissioner of the General Land Office to issue patents to the same.

A bill to be entitled an act to repeal an act to incorporate Rio Grande City, approved January 10th, 1850.

A joint resolution for the relief of the heirs of Louis P. Cooke, and,

A bill entitled an act making an appropriation for the per diem pay and mileage of the members and officers of the Legislature at the extra session, convened the 12th of August, 1850.

Mr. Burleson, one of the joint select committee on the part of the Senate, made the following report :

Rule suspended, report taken up and read.

COMMITTEE ROOM, {  
September 2d, 1850. }

Hon. E. BURLESON,

*President pro tem. of the Senate:*

The committee on the part of the Senate, acting in conjunction with a like committee on the part of the House, to confer with Gen. George M. Brooke, commanding the 8th military department, upon the subject of frontier protection, beg leave to report that they have freely conferred with Gen. Brooke upon the subject, and learn from him that an increase of the infantry and artillery force will be furnished for the frontier defence of this State, and that the services of two additional companies of rangers will also be accepted by him, at an early day. He states further, that no appropriation for mounting and subsisting this increased force, has as yet, been made by Congress. The commanding General expressed to your committee an anxious de-

sire upon his part to furnish every protection possible, with the force and means placed at his disposal by the General Government.

Your committee have also taken into consideration the bills referred to them, originating in the House of Representatives, and recommend their passage by the Senate.

The committee would also, recommend to the Senate, that authority be conferred upon the Governor to furnish a force upon the part of the State, to suppress and punish depredations that may occur, until the increased force determined upon by the General Government shall be furnished. Your committee believe that several months must necessarily elapse before this increased force can be made available, and that the present situation of the frontier, absolutely requires some immediate and efficient protection.

Joint resolution granting leave of absence to the Treasurer of the State, with amendments.

Amendments adopted ; read third time and passed.

A bill to incorporate the Sulphur Fork Navigation Company ; read first time.

Rule suspended, bill read second time and passed to a third reading.

Mr. Hart moved a further suspension of the rule ; bill read third time and passed, by the following vote :

Yeas : Messrs. Brashear, Cooke, Campbell, Davis, Grimes, Hart, Kinney, Latimer, McRae, Moffett, Parker, Taylor, Truit, Van Derlip and Wallace--15.

Nays : None.

A bill to incorporate the Anahuac Canaling and Rail Road Company ; read first time.

Rule suspended, bill read second time.

On motion of Mr. Parker, referred to the committee on Internal Improvements.

A bill to incorporate the Angelina Bridge and Rail Road Company ; read first time.

Rule suspended, bill read second time and passed to a third reading.

On motion of Mr. Parker, rule further suspended, bill read third time and passed, by the following vote :

Yeas : Messrs. Brashear, Cooke, Campbell, Davis, Gage, Grimes, Hart, Latimer, McRae, Moffett, Parker, Taylor, Truit, Van Derlip and Wallace--18.

Nays : None.

A message was received from the House, through Mr. Hamp-

ton, their Chief Clerk, announcing to the Senate that the House had adopted the Senate's resolution to adjourn *sine die*, with an amendment.

Strike out "Thursday, third day of September, at 12 o'clock, m," and insert "Thursday, 5th of September, at 12 o'clock, ;" also,

That the House request the Senate to recall from the hauds of the Governor, the bill to submit any proposition of the United States Government in relation to the boundary of Texas, to the people.

Request refused, the yeas and nays being as follows :

Yeas : Messrs. Davis, Kinney, Robertson and Van Derlip—4.

Nays : Messrs. Brashear, Burleson, Cooke, Campbell, Gage, Grimes, Hart, Latimer, Moffett, Parker, Taylor, Truit and Wallace—13.

A bill to authorize the Governor to call out the militia for frontier defence.

Mr. Gage moved to strike out the proviso to the 2d section. Carried.

Mr. Robertson moved to strike out "not to exceed five months."

The yeas and nays stood thus :

Yeas : Messrs. Kinney and Robertson—2.

Nays : Messrs. Brashear, Burleson, Campbell, Davis, Gage, Grimes, Latimer, McRae, Moffett, Parker, Taylor, Truit, Van Derlip, Ward and Wallace—15.

Mr. Grimes offered the following amendment :

At the end of the first section, "which force to be raised shall be subject to the orders of the commander of the 8th military department."

Mr. Robertson offered the following as a substitute for Mr. Grimes' amendment :

"And the Governor be requested to confer with the commander of the 8th military department, with regard to the disposition of said force." Lost.

Question on Mr. Grimes' amendment, was taken and carried.

The bill was then passed, by the following vote :

Yeas : Messrs. Brashear, Burleson, Cooke, Campbell, Davis, Gage, Grimes, Kinney, Latimer, Moffett, Parker, Taylor, Truit, Van Derlip and Wallace—15.

Nays : Messrs. Hart and Robertson—2.

A bill making an appropriation to pay balance due for printing the laws in the German and Spanish languages, and for printing the report of joint committee ordered to investigate the offices of Treasurer and Comptroller; read 1st time.

Rule suspended, bill read second time and passed to a third reading.

Mr. Robertson moved a further suspension of the rule, upon which, the yeas and nays were called and stood thus :

Yeas : Messrs. Brashear, Cooke, Davis, Gage, Kinney, Latimer, Moffett, Robertson, Taylor, Truit, Van Derlip and Wallace—12.

Nays : Messrs. Grimes, Hart, McRae and Parker—4.

On motion of Mr. Brashear, referred to the committee on Finance.

A bill making an appropriation for printing the laws and journals of the extra session of the Legislature, convened on the 12th day of August, 1850, and for other purposes.

On motion of Mr. Brashear, referred to the committee on Finance.

On motion of Mr. Latimer, the Senate adjourned until 4 o'clock, P. M.

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4 O'CLOCK, P. M.

Senate met—roll called—quorum present.

Mr. Wallace, one of the committee on the Judiciary, made the following report :

COMMITTEE ROOM, }  
September 2d, 1850. }

Hon. E. BURLESON,

*President pro tem. of the Senate :*

The Judiciary committee have considered the subject referred to in the accompanying resolutions, the passage of which, may be productive of benefit to the State. They recommend that the words "of the proper authorities," in the third line of the first resolution, and the word "themselves," in the seventh line thereof, be stricken out, and that the words "by said Government," be inserted after the word "adopted," in the ninth line of the same.

Joint resolution requiring the Governor to demand of the General Government the removal of Indians from territory belonging to this State.

Amendments adopted, read second time, and passed to a third reading.

Mr. Gage moved a further suspension of the rule, bill read third time and passed.

Mr. Grimes, chairman of the committee on Finance, made the following report :

COMMITTEE ROOM, {  
September 2d, 1850. }

Hon. E. BURLESON,

*President of the Senate :*

The committee on Finance, to whom was referred a bill to be entitled an act making appropriations for printing the laws and journals of the extra session of the Legislature, convened on the 12th day of August, 1850, and for other purposes;

A bill to be entitled an act making an appropriation of dollars, for the payment of Andrew J. Hamilton, special Judge of the Supreme court;

Also, a bill to be entitled an act making an appropriation to pay the balance due for printing the laws in the German and Spanish languages, and for printing the report of the joint committee ordered to investigate the offices of the Treasurer and Comptroller;

Have had the several bills before them. The time allowed them to investigate these several claims, it being on the eve of the adjournment of the Legislature, has been so short, as not to enable your committee to obtain the evidences to sustain several of the items of appropriation in the above named bills. Withholding the bills to obtain further evidence, might prevent action thereon at this session.

Your committee, therefore, return the bills for the action of the Senate.

A bill making an appropriation to pay balance due for printing the laws in the German and Spanish languages, and for printing the report of joint committee ordered to investigate the offices of Treasurer and Comptroller; read second time and passed to a third reading.

Mr. Van Derlip moved a further suspension of the rule; bill read third time and passed.

A bill making an appropriation for printing the laws and journals of the extra session of the Legislature, convened on the 12th day of August, 1850, and for other purposes.

Read second time, and passed to a third reading.

Mr. Latimer moved a further suspension of the rule; bill read third time and passed.

A bill making an appropriation for the payment of Andrew J. Hamilton, special Judge of the supreme court.

Mr. Wallace moved to fill the blank with "two hundred and fifty dollars."

The yeas and nays were called for, and stood thus :

Yeas : Messrs. Brashear, Burleson, Cooke, Campbell, Latimer, Taylor, Ward and Wallace—8.

Nays : Messrs. Gage, Grimes, Hart, Moffett, Parker, Truit and Van Derlip—7. Carried.

So the blank was filled with "two hundred and fifty."

Read second time and ordered to be engrossed, by the follow-vote :

Yeas : Messrs. Brashear, Burleson, Cooke, Campbell, Grimes, Hart, Latimer, Moffett, Parker, Taylor, Ward and Wallace—12.

Nays : Messrs. Gage, Robertson, Truit and Van Derlip—4. Carried.

Mr. Robertson moved a further suspension of the rule, upon which, the yeas and nays stood thus :

Yeas : Messrs. Brashear, Burleson, Cooke, Campbell, Latimer, Moffett, Taylor, Ward and Wallace—9.

Nays : Messrs. Gage, Grimes, Parker, Robertson, Truit and Van Derlip—6.

So the Senate refused to suspend the rule.

Mr. Robertson presented the following communication from Hamilton P. Bee.

HOUSE OF REPRESENTATIVES, }  
Austin, August 28, 1850. }

*To the Hon. Legislature :*

I have been requested by Barnard E. Bee, to present in his name to the State, a collection of old and valuable books, now in the State Department, in this city. They consist of  
42 volumes, journals of the House of Lords from 1500 to 1800  
63 " " " " House of Commons, " 1547 to 1808.  
Index and calendars to the same.

Collection of State papers, relative to the war between Great Britain and France, and other powers, containing treaties, conventions, &c., from 1791 to 1802.

Hatsells precedents of proceedings in the House of Commons.

And to ask the acceptance of them by the Legislature, that they may form a nucleus, which will hereafter give to the State a library, so necessary to her citizens and her Legislature.

In contributing his mite for this purpose, I am requested by Col. Bee, to express in the warmest terms, his long cherished feelings of gratitude to the people of Texas, for many proofs of their confidence in him, in the days of the Republic, and his best wishes for their continued prosperity and happiness.

HAMILTON P. BEE.

Mr. Robertson moved to take up a bill from the House, authorizing the organizing of the militia, and to suppress insurrection in the counties of Worth and Santa Fe.

On motion of Mr. Parker, the Senate adjourned until half-past 8 o'clock, to-morrow morning.

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WEDNESDAY, September 4, 1850.

Senate met—roll called—President *pro tem.* in the chair—the following Senators answered to their names:

Messrs. Brashear, Cooke, Campbell, Davis, Gage, Grimes, Hart, Latimer, McRae, Moffett, Parker, Robertson, Taylor, Truit, Van Derlip, Ward and Wallace—quorum present.

The journal of yesterday was read and adopted.

A message was received from the House, through their Chief Clerk, Mr. Hampton, informing the Senate that the House had passed the following bills:

A bill to incorporate the Male and Female Academy in the county of Cass.

A bill to incorporate the Male and Female Institute in the county of Cass.

A bill to incorporate Lockhart Academy, in the county of Caldwell.

Also, a bill supplementary to an act to secure to all actual settlers within the limits of Peters' colony, the lands to which they are entitled as colonists, with an amendment.

Amendment.

"Strike out all in the first section after the word "same," and insert the following as an additional section:

SEC. 2. *Be it further enacted,* That every certificate which has been, or may be issued contrary to the true intent and meaning of said act, to which this is supplementary, and each and every survey which has been, or may be made in virtue of such certificate, and each and every patent which may be issued in virtue thereof, and every sale and transfer of said unauthorized certificates, and of the land located under the same, is and shall be null and void; and that this act take effect from and after its passage.

Also, a bill to prohibit assessors and collectors of taxes from exercising official functions before they are duly qualified.